

**7-41-C. Noncompliance Penalty: Issuance of Consent Orders and Final Orders
(1200 TN 350 7-41-C)**

1. AUTHORITY.

- a. To issue consent orders memorializing settlements between the Agency and respondents resulting from administrative enforcement actions under the Clean Air Act (CAA).
- b. To issue final orders assessing penalties under the CAA.

2. TO WHOM DELEGATED. Regional Judicial and Presiding Officer.

3. LIMITATIONS. The Regional Judicial and Presiding Officer may not be employed by the Office of Enforcement and Compliance Assurance or by any program office directly associated with the type of violation at issue in the involved proceeding.

4. REDELEGATION AUTHORITY.

- a. This authority may not be redelegated without formal amendment.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. ADDITIONAL REFERENCES. 40 CFR Parts 22 and 66.

6. SUPERSESSION. Delegations Manual, CAA, Regional Delegation 7-41-C. Noncompliance Penalty: Issuance of Consent Orders and Final Orders, 1200 TN RIII 114 (October 3, 1996).

Date: APR 15 2019



Cosmo Servidio
Regional Administrator